

108TH CONGRESS  
1ST SESSION

# S. 275

To amend the Professional Boxing Safety Act of 1996, and to establish  
the United States Boxing Administration.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2003

Mr. MCCAIN (for himself and Mr. DORGAN) introduced the following bill;  
which was read twice and referred to the Committee on Commerce,  
Science, and Transportation

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## A BILL

To amend the Professional Boxing Safety Act of 1996, and  
to establish the United States Boxing Administration.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Professional Boxing Amendments Act of 2003”.

6 (b) TABLE OF CONTENTS.—The table of contents for  
7 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Amendment of Professional Boxing Safety Act of 1996.

Sec. 3. Definitions.

Sec. 4. Purposes.

Sec. 5. USBA approval, or ABC or commission sanction, required for  
matches.

Sec. 6. Safety standards.  
 Sec. 7. Registration.  
 Sec. 8. Review.  
 Sec. 9. Reporting.  
 Sec. 10. Contract requirements.  
 Sec. 11. Coercive contracts.  
 Sec. 12. Sanctioning organizations.  
 Sec. 13. Required disclosures by sanctioning organizations.  
 Sec. 14. Required disclosures by promoters.  
 Sec. 15. Judges and referees.  
 Sec. 16. Medical registry.  
 Sec. 17. Conflicts of interest.  
 Sec. 18. Enforcement.  
 Sec. 19. Repeal of deadwood.  
 Sec. 20. Recognition of tribal law.  
 Sec. 21. Establishment of United States Boxing Administration.  
 Sec. 22. Effective date.

1 **SEC. 2. AMENDMENT OF PROFESSIONAL BOXING SAFETY**  
 2 **ACT OF 1996.**

3 Except as otherwise expressly provided, whenever in  
 4 this title an amendment or repeal is expressed in terms  
 5 of an amendment to, or repeal of, a section or other provi-  
 6 sion, the reference shall be considered to be made to a  
 7 section or other provision of the Professional Boxing Safe-  
 8 ty Act of 1996 (15 U.S.C. 6301 et seq.).

9 **SEC. 3. DEFINITIONS.**

10 (a) IN GENERAL.—Section 2 (15 U.S.C. 6301) is  
 11 amended to read as follows:

12 **“SEC. 2. DEFINITIONS.**

13 “In this Act:

14 “(1) ADMINISTRATION.—The term ‘Administra-  
 15 tion’ means the United States Boxing Administra-  
 16 tion.

1           “(2) BOUT AGREEMENT.—The term ‘bout  
2 agreement’ means a contract between a promoter  
3 and a boxer which requires the boxer to participate  
4 in a professional boxing match with a designated op-  
5 ponent on a particular date.

6           “(3) BOXER.—The term ‘boxer’ means an indi-  
7 vidual who fights in a professional boxing match.

8           “(4) BOXING COMMISSION.—The term ‘boxing  
9 commission’ means an entity authorized under State  
10 or tribal law to regulate professional boxing  
11 matches.

12           “(5) BOXER REGISTRY.—The term ‘boxer reg-  
13 istry’ means any entity certified by the Association  
14 of Boxing Commissions for the purposes of main-  
15 taining records and identification of boxers.

16           “(6) BOXING SERVICE PROVIDER.—The term  
17 ‘boxing service provider’ means a promoter, man-  
18 ager, sanctioning body, licensee, or matchmaker.

19           “(7) CONTRACT PROVISION.—The term ‘con-  
20 tract provision’ means any legal obligation between  
21 a boxer and a boxing service provider.

22           “(8) INDIAN LANDS; INDIAN TRIBE.—The  
23 terms ‘Indian lands’ and ‘Indian tribe’ have the  
24 meanings given those terms by paragraphs (4) and

1 (5), respectively, of section 4 of the Indian Gaming  
2 Regulatory Act (25 U.S.C. 2703).

3 “(9) LICENSEE.—The term ‘licensee’ means an  
4 individual who serves as a trainer, second, or cut  
5 man for a boxer.

6 “(10) LOCAL BOXING AUTHORITY.—The term  
7 ‘local boxing authority’ means—

8 “(A) any agency of a State, or of a polit-  
9 ical subdivision of a State, that has authority  
10 under the laws of the State to regulate profes-  
11 sional boxing; and

12 “(B) any agency of an Indian tribe that is  
13 authorized by the Indian tribe or the governing  
14 body of the Indian tribe to regulate professional  
15 boxing on Indian lands.

16 “(11) MANAGER.—The term ‘manager’ means a  
17 person who, under contract, agreement, or other ar-  
18 rangement with a boxer, undertakes to control or  
19 administer, directly or indirectly, a boxing-related  
20 matter on behalf of that boxer, including a person  
21 who is a booking agent for a boxer.

22 “(12) MATCHMAKER.—The term ‘matchmaker’  
23 means a person that proposes, selects, and arranges  
24 the boxers to participate in a professional boxing  
25 match.

1           “(13) PHYSICIAN.—The term ‘physician’ means  
2           a doctor of medicine legally authorized to practice  
3           medicine by the State in which the physician per-  
4           forms such function or action.

5           “(14) PROFESSIONAL BOXING MATCH.—The  
6           term ‘professional boxing match’ means a boxing  
7           contest held in the United States between individ-  
8           uals for financial compensation. The term ‘profes-  
9           sional boxing match’ does not include a boxing con-  
10          test that is regulated by a duly recognized amateur  
11          sports organization, as approved by the Administra-  
12          tion.

13          “(15) PROMOTER.—

14                 “(A) IN GENERAL.—The term ‘promoter’  
15                 means the person responsible for organizing,  
16                 promoting, and producing a professional boxing  
17                 match.

18                 “(B) NON-APPLICATION TO CERTAIN ENTI-  
19                 TIES.—The term ‘promoter’ does not include a  
20                 premium or other cable or satellite program  
21                 service, hotel, casino, resort, or other commer-  
22                 cial establishment hosting or sponsoring a pro-  
23                 fessional boxing match unless it—

24                         “(i) is responsible for organizing, pro-  
25                         moting, and producing the match; and

1                   “(ii) has a promotional agreement  
2                   with a boxer in that match.

3                   “(C) ENTITIES ENGAGING IN PRO-  
4                   MOTIONAL ACTIVITIES THROUGH AN AFFIL-  
5                   IATE.—Notwithstanding subparagraph (B), an  
6                   entity described in that subparagraph shall be  
7                   considered to be a promoter if the person re-  
8                   sponsible for organizing, promoting, and pro-  
9                   ducing a professional boxing match—

10                   “(i) is directly or indirectly under the  
11                   control of, under common control with, or  
12                   acting at the direction of that entity; and

13                   “(ii) organizes, promotes, and pro-  
14                   duces the match at the direction or request  
15                   of the entity.

16                   “(16) PROMOTIONAL AGREEMENT.—The term  
17                   ‘promotional agreement’ means a contract between  
18                   any person and a boxer under which the boxer  
19                   grants to that person the right to secure and ar-  
20                   range all professional boxing matches requiring the  
21                   boxer’s services for—

22                   “(A) a prescribed period of time; or

23                   “(B) a prescribed number of professional  
24                   boxing matches.

1           “(17) STATE.—The term ‘State’ means each of  
 2           the 50 States, Puerto Rico, the District of Columbia,  
 3           and any territory or possession of the United States,  
 4           including the Virgin Islands.

5           “(18) EFFECTIVE DATE OF THE CONTRACT.—  
 6           The term ‘effective date of the contract’ means the  
 7           day upon which a boxer becomes legally bound by  
 8           the contract.

9           “(19) SANCTIONING ORGANIZATION.—The term  
 10          ‘sanctioning organization’ means an organization,  
 11          other than a boxing commission, that sanctions pro-  
 12          fessional boxing matches, ranks professional boxers,  
 13          or charges a sanctioning fee for professional boxing  
 14          matches in the United States—

15               “(A) between boxers who are residents of  
 16               different States; or

17               “(B) that are advertised, otherwise pro-  
 18               moted, or broadcast (including closed circuit  
 19               television) in interstate commerce.

20          “(20) SUSPENSION.—The term ‘suspension’ in-  
 21          cludes within its meaning the revocation of a boxing  
 22          license.

23          “(21) TRIBAL ORGANIZATION.—The term ‘trib-  
 24          al organization’ has the same meaning as in section

1 4(l) of the Indian Self-Determination and Education  
2 Assistance Act (25 U.S.C. 450b(l)).”.

3 (b) CONFORMING AMENDMENT.—Section 21 (15  
4 U.S.C. 6312) is amended to read as follows:

5 "SEC. 21. PROFESSIONAL BOXING MATCHES CONDUCTED  
6 ON INDIAN LANDS.

(a) IN GENERAL.—Notwithstanding any other provision of law, a tribal organization may establish a boxing commission to regulate professional boxing matches held on Indian land under the jurisdiction of that tribal organization.

“(b) CONTRACT WITH A BOXING COMMISSION.—A tribal organization that does not establish a boxing commission shall execute a contract with the Association of Boxing Commissions, or a boxing commission that is a member of the Association of Boxing Commissions, to regulate any professional boxing match held on Indian land under the jurisdiction of that tribal organization. If the match is regulated by the Association of Boxing Commissions, the match shall be regulated in accordance with the guidelines established by the United States Boxing Administration. If the match is regulated by a boxing commission from a State other than the State within the borders of which the Indian land is located, the match shall be



1 regulated in accordance with the applicable requirements  
 2 of the State where the match is held.

3 “(c) STANDARDS AND LICENSING.—A tribal organi-  
 4 zation that establishes a boxing commission shall, by tribal  
 5 ordinance or resolution, establish and provide for the im-  
 6 plementation of health and safety standards, licensing re-  
 7 quirements, and other requirements relating to the con-  
 8 duct of professional boxing matches that are at least as  
 9 restrictive as—

10 “(1) the otherwise applicable requirements of  
 11 the State in which the Indian land on which the pro-  
 12 fessional boxing match is held is located; or

13 “(2) the guidelines established by the United  
 14 States Boxing Administration.”.

15 **SEC. 4. PURPOSES.**

16 Section 3(2) (15 U.S.C. 6302(2)) is amended by  
 17 striking ‘State’.

18 **SEC. 5. USBA APPROVAL, OR ABC OR COMMISSION SANC-**  
 19 **TION, REQUIRED FOR MATCHES.**

20 (a) IN GENERAL.—Section 4 (15 U.S.C. 6303) is  
 21 amended to read as follows:

22 **“SEC. 4. APPROVAL OR SANCTION REQUIREMENT.**

23 “(a) IN GENERAL.—No person may arrange, pro-  
 24 mote, organize, produce, or fight in a professional boxing  
 25 match within the United States unless the match—

1 “(1) is approved by the Administration; and

2 “(2) is supervised by the Association of Boxing  
3 Commissions or by a boxing commission that is a  
4 member of the Association of Boxing Commissions.

5 “(b) APPROVAL PRESUMED.—For purposes of sub-  
6 section (a), the Administration shall be presumed to have  
7 approved any match other than—

8 “(1) a match with respect to which the Admin-  
9 istration has been informed of an alleged violation of  
10 this Act and with respect to which it has notified the  
11 supervising boxing commission that it does not ap-  
12 prove;

13 “(2) a match advertised to the public as a  
14 championship match; or

15 “(3) a match scheduled for 10 rounds or more.

16 “(c) NOTIFICATION; ASSURANCES.—Each promoter  
17 who intends to hold a professional boxing match in a State  
18 that does not have a boxing commission shall, not later  
19 than 14 days before the intended date of that match, pro-  
20 vide assurances in writing to the Administration and the  
21 supervising boxing commission that all applicable require-  
22 ments of this Act will be met with respect to that profes-  
23 sional boxing match.”.

24 (b) CONFORMING AMENDMENT.—Section 19 (15  
25 U.S.C. 6310) is repealed.

1 **SEC. 6. SAFETY STANDARDS.**

2 Section 5 (15 U.S.C. 6304) is amended—

3 (1) by striking “requirements or an alternative  
4 requirement in effect under regulations of a boxing  
5 commission that provides equivalent protection of  
6 the health and safety of boxers:” and inserting “re-  
7 quirements:”;

8 (2) by adding at the end of paragraph (1) “The  
9 examination shall include testing for infectious dis-  
10 eases in accordance with standards established by  
11 the Administration.”;

12 (3) by striking paragraph (2) and inserting the  
13 following:

14 “(2) An ambulance continuously present on  
15 site.”;

16 (4) by redesignating paragraphs (3) and (4) as  
17 paragraphs (4) and (5), respectively, and inserting  
18 after paragraph (2) the following:

19 “(3) Emergency medical personnel with appro-  
20 priate resuscitation equipment continuously present  
21 on site.”; and

22 (5) by striking “match.” in paragraph (5), as  
23 redesignated, and inserting “match in an amount  
24 prescribed by the Administration.”.

25 **SEC. 7. REGISTRATION.**

26 Section 6 (15 U.S.C. 6305) is amended—

1 (1) by inserting “or Indian tribe” after “State”  
 2 the second place it appears in subsection (a)(2);

3 (2) by striking the first sentence of subsection  
 4 (c) and inserting “A boxing commission shall, in ac-  
 5 cordance with requirements established by the Ad-  
 6 ministration, make a health and safety disclosure to  
 7 a boxer when issuing an identification card to that  
 8 boxer.”;

9 (3) by striking “should” in the second sentence  
 10 of subsection (c) and inserting “shall, at a min-  
 11 imum,”; and

12 (4) by adding at the end the following:

13 “(d) COPY OF REGISTRATION TO BE SENT TO AD-  
 14 MINISTRATION.—A boxing commission shall furnish a  
 15 copy of each registration received under subsection (a) to  
 16 the Administration.”.

17 **SEC. 8. REVIEW.**

18 Section 7 (15 U.S.C. 6306) is amended—

19 (1) by striking paragraphs (3) and (4) of sub-  
 20 section (a) and inserting the following:

21 “(3) Procedures to review a summary suspen-  
 22 sion when a hearing before the boxing commission is  
 23 requested by a boxer, licensee, manager, match-  
 24 maker, promoter, or other boxing service provider

1       which provides an opportunity for that person to  
2       present evidence.”;

3               (2) by striking subsection (b); and

4               (3) by striking “(a) PROCEDURES.—”.

5   **SEC. 9. REPORTING.**

6       Section 8 (15 U.S.C. 6307) is amended—

7               (1) by striking “48 business hours” and insert-  
8       ing “2 business days”; and

9               (2) by striking “each boxer registry.” and in-  
10       serting “the Administration.”.

11   **SEC. 10. CONTRACT REQUIREMENTS.**

12       Section 9 (15 U.S.C. 6307a) is amended to read as  
13       follows:

14   **“SEC. 9. CONTRACT REQUIREMENTS.**

15       “(a) IN GENERAL.—The Administration, in consulta-  
16       tion with the Association of Boxing Commissions, shall de-  
17       velop guidelines for minimum contractual provisions that  
18       shall be included in each bout agreement, boxer-manager  
19       contract, and promotional agreement. Each boxing com-  
20       mission shall ensure that these minimal contractual provi-  
21       sions are present in any such agreement or contract sub-  
22       mitted to it.

23       “(b) FILING AND APPROVAL REQUIREMENTS.—

24               “(1) ADMINISTRATION.—A manager or pro-  
25       moter shall submit a copy of each boxer-manager

1 contract and each promotional agreement between  
 2 that manager or promoter and a boxer to the Ad-  
 3 ministration, and, if requested, to the boxing com-  
 4 mission with jurisdiction over the bout.

5 “(2) BOXING COMMISSION.—A boxing commis-  
 6 sion may not approve a professional boxing match  
 7 unless a copy of the bout agreement related to that  
 8 match has been filed with it and approved by it.

9 “(c) BOND OR OTHER SURETY.—A boxing commis-  
 10 sion may not approve a professional boxing match unless  
 11 the promoter of that match has posted a surety bond,  
 12 cashier’s check, letter of credit, cash, or other security  
 13 with the boxing commission in an amount acceptable to  
 14 the boxing commission.”.

## 15 **SEC. 11. COERCIVE CONTRACTS.**

16 Section 10 (15 U.S.C. 6307b) is amended—

17 (1) by striking paragraph (3) of subsection (a);

18 (2) by inserting “or elimination” after “manda-  
 19 tory” in subsection (b).

## 20 **SEC. 12. SANCTIONING ORGANIZATIONS.**

21 (a) IN GENERAL.—Section 11 (15 U.S.C. 6307c) is  
 22 amended to read as follows:

### 23 **“SEC. 11. SANCTIONING ORGANIZATIONS.**

24 “(a) OBJECTIVE CRITERIA.—Within 1 year after the  
 25 date of enactment of the Professional Boxing Amendments

1 Act of 2003, the Administration shall develop guidelines  
 2 for objective and consistent written criteria for the rating  
 3 of professional boxers based on the athletic merits of the  
 4 boxers. Within 90 days after the Administration’s promul-  
 5 gation of the guidelines, each sanctioning organization  
 6 shall adopt the guidelines and follow them.

7 “(b) NOTIFICATION OF CHANGE IN RATING.—A  
 8 sanctioning organization shall, with respect to a change  
 9 in the rating of a boxer previously rated by such organiza-  
 10 tion in the top 10 boxers—

11 “(1) post a copy, within 7 days after the  
 12 change, on its Internet website or home page, if any,  
 13 including an explanation of the change, for a period  
 14 of not less than 30 days;

15 (2) provide a copy of the rating change and a  
 16 thorough explanation in writing under penalty of  
 17 perjury to the boxer and the Administration;

18 “(3) provide the boxer an opportunity to appeal  
 19 the ratings change; and

20 “(4) apply the objective criteria for ratings re-  
 21 quired under subsection (a) in considering any such  
 22 appeal.

23 “(c) CHALLENGE OF RATING.—If a sanctioning orga-  
 24 nization receives an inquiry from a boxer challenging that  
 25 organization’s rating of the boxer, it shall (except to the

1 extent otherwise required by the Administration), within  
 2 7 days after receiving the request—

3 “(1) provide to the boxer a written explanation  
 4 under penalty of perjury of the organization’s rating  
 5 criteria, its rating of the boxer, and the rationale or  
 6 basis for its rating (including a response to any spe-  
 7 cific questions submitted by the boxer); and

8 “(2) submit a copy of its explanation to the As-  
 9 sociation of Boxing Commissions and the Adminis-  
 10 tration.”.

11 **SEC. 13. REQUIRED DISCLOSURES BY SANCTIONING ORGA-**  
 12 **NIZATIONS.**

13 Section 12 (15 U.S.C. 6307d) is amended—

14 (1) by striking the matter preceding paragraph  
 15 (1) and inserting “Within 7 days after a professional  
 16 boxing match of 10 rounds or more, the sanctioning  
 17 organization for that match shall provide to the box-  
 18 ing commission in the State or on Indian land re-  
 19 sponsible for regulating the match, and to the Ad-  
 20 ministration, a statement of—”;

21 (2) by striking “will assess” in paragraph (1)  
 22 and inserting “has assessed, or will assess,”; and

23 (3) by striking “will receive” in paragraph (2)  
 24 and inserting “has received, or will receive,”.



1 **SEC. 14. REQUIRED DISCLOSURES BY PROMOTERS.**

2 Section 13 (15 U.S.C. 6307e) is amended—

3 (1) by striking the matter in subsection (a) pre-  
4 ceding paragraph (1) and inserting the following:

5 “(a) DISCLOSURES TO BOXING COMMISSIONS AND  
6 ADMINISTRATION.—Within 7 days after a professional  
7 boxing match of 10 rounds or more, the promoter of any  
8 boxer participating in that match shall provide to the box-  
9 ing commission in the State or on Indian land responsible  
10 for regulating the match, and to the Administration—”;

11 (2) by striking “writing,” in subsection (a)(1)  
12 and inserting “writing, other than a bout agreement  
13 previously provided to the commission,”;

14 (3) by striking “all fees, charges, and expenses  
15 that will be” in subsection (a)(3)(A) and inserting  
16 “a statement of all fees, charges, and expenses that  
17 have been, or will be,”;

18 (4) by inserting “a statement of” before “all”  
19 in subsection (a)(3)(B);

20 (5) by inserting “a statement of” before “any”  
21 in subsection (a)(3)(C);

22 (6) by striking the matter in subsection (b) fol-  
23 lowing “BOXER.—” and preceding paragraph (1)  
24 and inserting “Within 7 days after a professional  
25 boxing match of 10 rounds or more, the promoter of

1       that match shall provide to each boxer participating  
2       in the match a statement of—”; and

3               (7) by striking “match;” in subsection (b)(1)  
4       and inserting “match, and that the promoter has  
5       paid, or agreed to pay, to any other person in con-  
6       nection with the match;”.

7   **SEC. 15. JUDGES AND REFEREES.**

8       (a) IN GENERAL.—Section 16 (15 U.S.C. 6307h) is  
9   amended—

10           (1) by inserting “(a) LICENSING AND ASSIGN-  
11       MENT REQUIREMENT.—” before “No person”;

12           (2) by striking “certified and approved” and in-  
13       serting “selected”;

14           (3) by inserting “or Indian lands” after  
15       “State”; and

16           (4) by adding at the end the following:

17       “(b) CHAMPIONSHIP AND 10-ROUND BOUTS.—In ad-  
18       dition to the requirements of subsection (a), no person  
19       may arrange, promote, organize, produce, or fight in a  
20       professional boxing match advertised to the public as a  
21       championship match or in a professional boxing match  
22       scheduled for 10 rounds or more unless all referees and  
23       judges participating in the match have been licensed by  
24       the Administration.

1       “(c) SANCTIONING ORGANIZATION NOT TO INFLU-  
2 ENCE SELECTION PROCESS.—A sanctioning organiza-  
3 tion—

4               “(1) may provide a list of judges and referees  
5 deemed qualified by that organization to a boxing  
6 commission; but

7               “(2) shall not influence, or attempt to influence,  
8 a boxing commission’s selection of a judge or referee  
9 for a professional boxing match except by providing  
10 such a list.

11       “(d) ASSIGNMENT OF NONRESIDENT JUDGES AND  
12 REFEREES.—A boxing commission may assign judges and  
13 referees who reside outside that commission’s State or In-  
14 dian land if the judge or referee is licensed by a boxing  
15 commission in the United States.

16       “(e) REQUIRED DISCLOSURE.—A judge or referee  
17 shall provide to the boxing commission responsible for reg-  
18 ulating a professional boxing match in a State or on In-  
19 dian land a statement of all consideration, including reim-  
20 bursement for expenses, that the judge or referee has re-  
21 ceived, or will receive, from any source for participation  
22 in the match. If the match is scheduled for 10 rounds or  
23 more, the judge or referee shall also provide such a state-  
24 ment to the Administration.”.

1 (b) CONFORMING AMENDMENT.—Section 14 (15  
2 U.S.C. 6307f) is repealed.

3 **SEC. 16. MEDICAL REGISTRY.**

4 The Act is amended by inserting after section 13 (15  
5 U.S.C. 6307e) the following:

6 **“SEC. 14. MEDICAL REGISTRY.**

7 (a) IN GENERAL.—The Administration, in consulta-  
8 tion with the Association of Boxing Commissions, shall es-  
9 tablish and maintain, or certify a third party entity to es-  
10 tablish and maintain, a medical registry that contains  
11 comprehensive medical records and medical denials or sus-  
12 pensions for every licensed boxer.

13 “(b) CONTENT; SUBMISSION.—The Administration  
14 shall determine—

15 “(1) the nature of medical records and medical  
16 suspensions of a boxer that are to be forwarded to  
17 the medical registry; and

18 “(2) the time within which the medical records  
19 and medical suspensions are to be submitted to the  
20 medical registry.

21 “(c) CONFIDENTIALITY.—The Administration shall  
22 establish confidentiality standards for the disclosure of  
23 personally identifiable information to boxing commissions  
24 that will—

1 “(1) protect the health and safety of boxers by  
 2 making relevant information available to the boxing  
 3 commissions for use but not public disclosure; and

4 “(2) ensure that the privacy of the boxers is  
 5 protected.”.

6 **SEC. 17. CONFLICTS OF INTEREST.**

7 Section 17(a) is amended by inserting “no officer or  
 8 employee of the Administration,” after “laws,”.

9 **SEC. 18. ENFORCEMENT.**

10 Section 18 (15 U.S.C. 6309) is amended—

11 (1) by striking “(a) INJUNCTION.—” in sub-  
 12 section (a) and inserting “(a) ACTIONS BY ATTOR-  
 13 NEY GENERAL.—”;

14 (2) by inserting “or criminal” after “civil” in  
 15 subsection (a);

16 (3) by inserting “any officer or employee of the  
 17 Administration,” after “laws,” in subsection (b)(3);

18 (4) by inserting “has engaged in or” after “or-  
 19 ganization” in subsection (c);

20 (5) by inserting “or criminal” after “civil” in  
 21 subsection (c);

22 (6) by striking “fines” in subsection (c)(3) and  
 23 inserting “sanctions”; and

24 (7) by striking “boxer” in subsection (d) and  
 25 inserting “person”.

1 **SEC. 19. REPEAL OF DEADWOOD.**

2 Section 20 (15 U.S.C. 6311) is repealed.

3 **SEC. 20. RECOGNITION OF TRIBAL LAW.**

4 Section 22 (15 U.S.C. 6313) is amended—

5 (1) by insert “**OR TRIBAL**” in the section  
6 heading after “**STATE**”; and

7 (2) by inserting “or Indian tribe” after  
8 “State”.

9 **SEC. 21. ESTABLISHMENT OF UNITED STATES BOXING AD-**  
10 **MINISTRATION.**

11 (a) IN GENERAL.—The Act is amended by adding at  
12 the end the following:

13 **“TITLE II—UNITED STATES**  
14 **BOXING ADMINISTRATION**

15 **“SEC. 201. PURPOSE.**

16 “The purpose of this title is to protect the health,  
17 safety, and welfare of boxers and to ensure fairness in the  
18 sport of professional boxing.

19 **“SEC. 202. ESTABLISHMENT OF UNITED STATES BOXING AD-**  
20 **MINISTRATION.**

21 “(a) IN GENERAL.—The United States Boxing Ad-  
22 ministration is established as an administration of the De-  
23 partment of Labor.

24 “(b) ADMINISTRATOR.—

25 “(1) APPOINTMENT.—The Administration shall  
26 be headed by an Administrator, appointed by the

1 President, by and with the advice and consent of the  
2 Senate.

3 “(2) QUALIFICATIONS.—The Administrator  
4 shall be an individual who—

5 “(A) has extensive experience in profes-  
6 sional boxing activities or in a field directly re-  
7 lated to professional sports;

8 “(B) is of outstanding character and rec-  
9 ognized integrity; and

10 “(C) is selected on the basis of training,  
11 experience, and qualifications and without re-  
12 gard to party affiliation.

13 “(3) COMPENSATION.—Section 5315 of title 5,  
14 United States Code, is amended by adding at the  
15 end the following:

16 “The Administrator of the United States Box-  
17 ing Administration.”.

18 “(4) TERM OF OFFICE.—The Administrator  
19 shall serve for a term of 4 years.

20 “(c) ASSISTANT ADMINISTRATOR; GENERAL COUN-  
21 SEL.—The Administration shall have an Assistant Admin-  
22 istrator and a General Counsel, who shall be appointed  
23 by the Administrator. The Assistant Administrator  
24 shall—

1           “(1) serve as Administrator in the absence of  
 2           the Administrator, in the event of the inability of the  
 3           Administrator to carry out the functions of the Ad-  
 4           ministrator, or in the event of a vacancy in that of-  
 5           fice; and

6           “(2) carry out such duties as the Administrator  
 7           may assign.

8           “(d) STAFF.—The Administration shall have such  
 9           additional staff as may be necessary to carry out the func-  
 10          tions of the Administration.

11   **“SEC. 203. FUNCTIONS.**

12          “(a) PRIMARY FUNCTIONS.—The primary function of  
 13          the Administration are—

14               “(1) to protect the health, safety, and general  
 15               interests of boxers consistent with the provisions of  
 16               this Act; and

17               “(2) to ensure uniformity, fairness, and integ-  
 18               rity in professional boxing.

19          “(b) SPECIFIC FUNCTIONS.—The Administrator  
 20          shall—

21               “(1) administer title I of this Act;

22               “(2) promulgate uniform standards for profes-  
 23               sional boxing in consultation with the boxing com-  
 24               missions of the several States and tribal organiza-  
 25               tions;



1           “(3) except as otherwise determined by the Ad-  
2           ministration, oversee all professional boxing matches  
3           in the United States;

4           “(4) work with the Association of Boxing Com-  
5           missions and the boxing commissions of the several  
6           States and tribal organizations—

7                   “(A) to improve the safety, integrity, and  
8                   professionalism of professional boxing in the  
9                   United States;

10                   “(B) to enhance physical, medical, finan-  
11                   cial, and other safeguards established for the  
12                   protection of professional boxers; and

13                   “(C) to improve the status and standards  
14                   of professional boxing in the United States;

15           “(5) ensure, through the Attorney General, the  
16           chief law enforcement officer of the several States,  
17           and other appropriate officers and agencies of Fed-  
18           eral, State, and local government, that Federal and  
19           State laws applicable to professional boxing matches  
20           in the United States are vigorously, effectively, and  
21           fairly enforced;

22           “(6) review local boxing authority regulations  
23           for professional boxing and provide assistance to  
24           such authorities in meeting minimum standards pre-  
25           scribed by the Administration under this title;

1           “(7) serve as the coordinating body for all ef-  
2           forts in the United States to establish and maintain  
3           uniform minimum health and safety standards for  
4           professional boxing;

5           “(8) if the Administrator determines it to be  
6           appropriate, publish a newspaper, magazine, or  
7           other publication and establish and maintain a  
8           website consistent with the purposes of the Adminis-  
9           tration;

10          “(8) procure the temporary and intermittent  
11          services of experts and consultants to the extent au-  
12          thorized by section 3109(b) of title 5, United States  
13          Code, at rates the Administration determines to be  
14          reasonable; and

15          “(9) take any other action that is necessary and  
16          proper to accomplish the purpose of this title con-  
17          sistent with the provisions of this title.

18          “(c) PROHIBITIONS.—The Administration may not—

19               “(1) promote boxing events or rank professional  
20               boxers; or

21               “(2) provide technical assistance to, or author-  
22               ize the use of the name of the Administration by,  
23               boxing commissions that do not comply with require-  
24               ments of the Administration.

1       “(d) USE OF NAME.—The Administration shall have  
 2 the exclusive right to use the name ‘United States Boxing  
 3 Administration’. Any person who, without the permission  
 4 of the Administration, uses that name or any other exclu-  
 5 sive name, trademark, emblem, symbol, or insignia of the  
 6 Administration for the purpose of inducing the sale of any  
 7 goods or services, or to promote any exhibition, perform-  
 8 ance, or sporting event, shall be subject to suit in a civil  
 9 action by the Administration for the remedies provided in  
 10 the Act of July 5, 1946 (commonly known as the ‘Trade-  
 11 mark Act of 1946’; 15 U.S.C. 1051 et seq.).

12       **“SEC. 204. LICENSING AND REGISTRATION OF BOXING PER-**  
 13                               **SONNEL.**

14       “(a) LICENSING.—

15               “(1) REQUIREMENT FOR LICENSE.—No person  
 16 may compete in a professional boxing match or serve  
 17 as a boxing manager, boxing promoter, or sanc-  
 18 tioning organization for a professional boxing match  
 19 except as provided in a license granted to that per-  
 20 son under this subsection.

21               “(2) APPLICATION AND TERM.—

22                       “(A) IN GENERAL.—The Administration  
 23 shall—

24                               “(i) establish application procedures,  
 25 forms, and fees;

1 “(ii) establish and publish appropriate  
 2 standards for licenses granted under this  
 3 section; and

4 “(iii) issue a license to any person  
 5 who, as determined by the Administration,  
 6 meets the standards established by the Ad-  
 7 ministration under this title.

8 “(B) DURATION.—A license issued under  
 9 this section shall be for a renewable—

10 “(i) 4-year term for a boxer; and

11 “(ii) 2-year term for any other person.

12 “(C) PROCEDURE.—The Administration  
 13 may issue a license under this paragraph  
 14 through local boxing authorities or in a manner  
 15 determined by the Administration.

16 “(b) LICENSING FEES.—

17 “(1) AUTHORITY.—The Administration may  
 18 prescribe and charge reasonable fees for the licens-  
 19 ing of persons under this title. The Administration  
 20 may set, charge, and adjust varying fees on the  
 21 basis of classifications of persons, functions, and  
 22 events determined appropriate by the Administra-  
 23 tion.

1           “(2) LIMITATIONS.—In setting and charging  
2       fees under paragraph (1), the Administration shall  
3       ensure that, to the maximum extent practicable—

4                   “(A) club boxing is not adversely effected;

5                   “(B) sanctioning organizations and pro-  
6       motors pay the largest portion of the fees; and

7                   “(C) boxers pay as small a portion of the  
8       fees as is possible.

9           “(3) COLLECTION.—Fees established under this  
10       subsection may be collected through local boxing au-  
11       thorities or by any other means determined appro-  
12       priate by the Administration.

13   **“SEC. 205. NATIONAL REGISTRY OF BOXING PERSONNEL.**

14       “(a) REQUIREMENT FOR REGISTRY.—The Adminis-  
15       tration, in consultation with the Association of Boxing  
16       Commissions, shall establish and maintain (or authorize  
17       a third party to establish and maintain) a unified national  
18       computerized registry for the collection, storage, and re-  
19       trieval of information related to the performance of its du-  
20       ties.

21       “(b) CONTENTS.—The information in the registry  
22       shall include the following:

23                   “(1) BOXERS.—A list of professional boxers  
24       and data in the medical registry established under  
25       section 114 of this Act, which the Administration

1 shall secure from disclosure in accordance with the  
2 confidentiality requirements of section 114(c).

3 “(2) OTHER PERSONNEL.—Information (pertinent to the sport of professional boxing) on boxing  
4 promoters, boxing matchmakers, boxing managers,  
5 trainers, cut men, referees, boxing judges, physicians, and any other personnel determined by the  
6 Administration as performing a professional activity  
7 for professional boxing matches.  
8

10 **“SEC. 206. CONSULTATION REQUIREMENTS.**

11 “The Administration shall consult with local boxing  
12 authorities—

13 “(1) before prescribing any regulation or establishing any standard under the provisions of this  
14 title; and  
15

16 “(2) not less than once each year regarding  
17 matters relating to professional boxing.

18 **“SEC. 207. MISCONDUCT.**

19 “(a) SUSPENSION AND REVOCATION OF LICENSE OR  
20 REGISTRATION.—

21 “(1) AUTHORITY.—The Administration may,  
22 after notice and opportunity for a hearing, suspend  
23 or revoke any license issued under this title if the  
24 Administration finds that—

1           “(A) the suspension or revocation is nec-  
 2           essary for the protection of health and safety or  
 3           is otherwise in the public interest;

4           “(B) there are reasonable grounds for be-  
 5           lief that a standard prescribed by the Adminis-  
 6           tration under this title is not being met, or that  
 7           bribery, collusion, intentional losing, racket-  
 8           eering, extortion, or the use of unlawful threats,  
 9           coercion, or intimidation have occurred in con-  
 10          nection with a license; or

11          “(C) the licensee has violated any provision  
 12          of this Act.

13          “(2) PERIOD OF SUSPENSION.—

14          “(A) IN GENERAL.—A suspension of a li-  
 15          cense under this section shall be effective for a  
 16          period determined appropriate by the Adminis-  
 17          tration except as provided in subparagraph (B).

18          “(B) SUSPENSION FOR MEDICAL REA-  
 19          SONS.—In the case of a suspension or denial of  
 20          the license of a boxer for medical reasons by the  
 21          Administration, the Administration may termi-  
 22          nate the suspension or denial at any time that  
 23          a physician certifies that the boxer is fit to par-  
 24          ticipate in a professional boxing match. The  
 25          Administration shall prescribe the standards

1           and procedures for accepting certifications  
2           under this subparagraph.

3           “(b) INVESTIGATIONS AND INJUNCTIONS.—

4           “(1) AUTHORITY.—The Administration may—

5                 “(A) conduct any investigation that it con-  
6                 siders necessary to determine whether any per-  
7                 son has violated, or is about to violate, any pro-  
8                 vision of this title or any regulation prescribed  
9                 under this title;

10                “(B) require or permit any person to file  
11                with it a statement in writing, under oath or  
12                otherwise as the Administration shall deter-  
13                mine, as to all the facts and circumstances con-  
14                cerning the matter to be investigated;

15                “(C) in its discretion, publish information  
16                concerning any violations; and

17                “(D) investigate any facts, conditions,  
18                practices, or matters to aid in the enforcement  
19                of the provisions of this title, in the prescribing  
20                of regulations under this title, or in securing in-  
21                formation to serve as a basis for recommending  
22                legislation concerning the matters to which this  
23                title relates.

24           “(2) POWERS.—



1           “(A) IN GENERAL.—For the purpose of  
 2           any investigation under paragraph (1), or any  
 3           other proceeding under this title, any officer  
 4           designated by the Administration may admin-  
 5           ister oaths and affirmations, subpoena or other-  
 6           wise compel the attendance of witnesses, take  
 7           evidence, and require the production of any  
 8           books, papers, correspondence, memorandums,  
 9           or other records which the Administration con-  
 10          siders relevant or material to the inquiry.

11          “(B) WITNESSES AND EVIDENCE.—The  
 12          attendance of witnesses and the production of  
 13          any documents under subparagraph (A) may be  
 14          required from any place in the United States,  
 15          including Indian land, at any designated place  
 16          of hearing.

17          “(3) ENFORCEMENT OF SUBPOENAS.—

18          “(A) CIVIL ACTION.—In case of contumacy  
 19          by, or refusal to obey a subpoena issued to, any  
 20          person, the Administration may file an action in  
 21          any court of the United States within the juris-  
 22          diction of which an investigation or proceeding  
 23          is carried out, or where that person resides or  
 24          carries on business, to enforce the attendance  
 25          and testimony of witnesses and the production

1 of books, papers, correspondence, memoran-  
 2 dums, and other records. The court may issue  
 3 an order requiring the person to appear before  
 4 the Administration to produce records, if so or-  
 5 dered, or to give testimony concerning the mat-  
 6 ter under investigation or in question.

7 “(B) FAILURE TO OBEY.—Any failure to  
 8 obey an order issued by a court under subpara-  
 9 graph (A) may be punished as contempt of that  
 10 Court.

11 “(C) PROCESS.—All process in any con-  
 12 tempt case under subparagraph (A) may be  
 13 served in the judicial district in which the per-  
 14 son is an inhabitant or in which the person may  
 15 be found.

16 “(4) EVIDENCE OF CRIMINAL MISCONDUCT.—

17 “(A) IN GENERAL.—No person may be ex-  
 18 cused from attending and testifying or from  
 19 producing books, papers, contracts, agreements,  
 20 and other records and documents before the  
 21 Administration, in obedience to the subpoena of  
 22 the Administration, or in any cause or pro-  
 23 ceeding instituted by the Administration, on the  
 24 ground that the testimony or evidence, docu-  
 25 mentary or otherwise, required of that person

1           may tend to incriminate the person or subject  
2           the person to a penalty or forfeiture.

3           “(B) LIMITED IMMUNITY.—No individual  
4           may be prosecuted or subject to any penalty or  
5           forfeiture for, or on account of, any transaction,  
6           matter, or thing concerning the matter about  
7           which that individual is compelled, after having  
8           claimed a privilege against self-incrimination, to  
9           testify or produce evidence, documentary or  
10          otherwise, except that the individual so testi-  
11          fying shall not be exempt from prosecution and  
12          punishment for perjury committed in so testi-  
13          fying.

14          “(5) INJUNCTIVE RELIEF.—If the Administra-  
15          tion determines that any person is engaged or about  
16          to engage in any act or practice that constitutes a  
17          violation of any provision of this title, or of any reg-  
18          ulation prescribed under this title, the Administra-  
19          tion may bring an action in the appropriate district  
20          court of the United States, the United States Dis-  
21          trict Court for the District of Columbia, or the  
22          United States courts of any territory or other place  
23          subject to the jurisdiction of the United States, to  
24          enjoin the act or practice, and upon a proper show-

ing, the court shall grant without bond a permanent or temporary injunction or restraining order.

“(6) MANDAMUS.—Upon application of the Administration, the district courts of the United States, the United States District Court for the District of Columbia, and the United States courts of any territory or other place subject to the jurisdiction of the United States, shall have jurisdiction to issue writs of mandamus commanding any person to comply with the provisions of this title or any order of the Administration.

“(c) INTERVENTION IN CIVIL ACTIONS.—

“(1) IN GENERAL.—The Administration, on behalf of the public interest, may intervene of right as provided under rule 24(a) of the Federal Rules of Civil Procedure in any civil action relating to professional boxing filed in a United States district court.

“(2) AMICUS FILING.—The Administration may file a brief in any action filed in a court of the United States on behalf of the public interest in any case relating to professional boxing.

“(d) HEARINGS BY ADMINISTRATION.—Hearings conducted by the Administration under this title shall be public and may be held before any officer of the Administration or before a boxing commission that is a member

1 of the Association of Boxing Commissions. The Adminis-  
 2 tration shall keep appropriate records of the hearings.

3 **“SEC. 208. NONINTERFERENCE WITH LOCAL BOXING AU-**  
 4 **THORITIES.**

5 “(a) NONINTERFERENCE.—Nothing in this title pro-  
 6 hibits any local boxing authority from exercising any of  
 7 its powers, duties, or functions with respect to the regula-  
 8 tion or supervision of professional boxing or professional  
 9 boxing matches to the extent not inconsistent with the pro-  
 10 visions of this title.

11 “(b) MINIMUM STANDARDS.—Nothing in this title  
 12 prohibits any local boxing authority from enforcing local  
 13 standards or requirements that exceed the minimum  
 14 standards or requirements promulgated by the Adminis-  
 15 tration under this title.

16 **“SEC. 209. ASSISTANCE FROM OTHER AGENCIES.**

17 “Any employee of any executive department, agency,  
 18 bureau, board, commission, office, independent establish-  
 19 ment, or instrumentality may be detailed to the Adminis-  
 20 tration, upon the request of the Administration, on a reim-  
 21 bursable or nonreimbursable basis, with the consent of the  
 22 appropriate authority having jurisdiction over the em-  
 23 ployee. While so detailed, an employee shall continue to  
 24 receive the compensation provided pursuant to law for the  
 25 employee’s regular position of employment and shall re-

tain, without interruption, the rights and privileges of that employment.

**“SEC. 210. REPORTS.**

“(a) ANNUAL REPORT.—The Administration shall submit a report on its activities to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Commerce each year. The annual report shall include the following:

“(1) A detailed discussion of the activities of the Administration for the year covered by the report.

“(2) A description of the local boxing authority of each State and Indian tribe.

“(b) PUBLIC REPORT.—The Administration shall annually issue and publicize a report of the Administration on the progress made at Federal and State levels and on Indian lands in the reform of professional boxing, which shall include comments on issues of continuing concern to the Administration.

“(c) FIRST ANNUAL REPORT ON THE ADMINISTRATION.—The first annual report under this title shall be submitted not later than 2 years after the effective date of this title.

1 **“SEC. 211. INITIAL IMPLEMENTATION.**

2       “(a) TEMPORARY EXEMPTION.—The requirements  
3 for licensing under this title do not apply to a person for  
4 the performance of an activity as a boxer, boxing judge,  
5 or referee, or the performance of any other professional  
6 activity in relation to a professional boxing match, if the  
7 person is licensed by a boxing commission to perform that  
8 activity as of the effective date of this title.

9       “(b) EXPIRATION.—The exemption under subsection  
10 (a) with respect to a license issued by a boxing commission  
11 expires on the earlier of—

12               “(A) the date on which the license expires;

13               or

14               “(B) the date that is 2 years after the date  
15 of the enactment of the Professional Boxing  
16 Amendments Act of 2003.

17 **“SEC. 212. AUTHORIZATION OF APPROPRIATIONS.**

18       “(a) IN GENERAL.—There are authorized to be ap-  
19 propriated for the Administration for each fiscal year such  
20 sums as may be necessary for the Administration to per-  
21 form its functions for that fiscal year.

22       “(b) RECEIPTS CREDITED AS OFFSETTING COLLEC-  
23 TIONS.—Notwithstanding section 3302 of title 31, United  
24 States Code, any fee collected under this title—

4           “(2) shall be available for expenditure only to  
5       pay the costs of activities and services for which the  
6       fee is imposed; and

8 (b) CONFORMING AMENDMENTS.—

12 (A) by amending section 1 to read as fol-  
13 lows:

15       “(a) SHORT TITLE.—This Act may be cited as the  
16 ‘Professional Boxing Safety Act’.

17       “(b) TABLE OF CONTENTS.—The table of contents  
18 for this Act is as follows:

“Sec. 2. Definitions.

“Sec. 110. Required disclosures to state boxing commissions by sanctioning organizations.



- “Sec. 111. Required disclosures for promoters.
- “Sec. 112. Medical registry.
- “Sec. 113. Confidentiality.
- “Sec. 114. Judges and referees.
- “Sec. 115. Conflicts of interest.
- “Sec. 116. Enforcement.
- “Sec. 117. Professional boxing matches conducted on indian lands.
- “Sec. 118. Relationship with State or tribal law.

“TITLE II—UNITED STATES BOXING ADMINISTRATION

- “Sec. 201. Purpose.
- “Sec. 202. Establishment of United States Boxing Administration.
- “Sec. 203. Functions.
- “Sec. 204. Licensing and registration of boxing personnel.
- “Sec. 205. National registry of boxing personnel.
- “Sec. 206. Consultation requirements.
- “Sec. 207. Misconduct.
- “Sec. 208. Noninterference with local boxing authorities.
- “Sec. 209. Assistance from other agencies.
- “Sec. 210. Reports.
- “Sec. 211. Initial implementation.
- “Sec. 212. Authorization of appropriations.”;

1 (B) by inserting before section 3 the fol-  
 2 lowing:

3 **“TITLE I—PROFESSIONAL**  
 4 **BOXING SAFETY”;**

5 (C) by redesignating sections 3, 4, 5, 6, 7,  
 6 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 21, and  
 7 22 as sections 101 through 118, respectively;

8 (D) by striking “section 13” each place it  
 9 appears in section 113, as redesignated, and in-  
 10 serting “section 111”;

11 (E) by striking “section 4.” in section  
 12 117(a), as redesignated, and inserting “section  
 13 102.”;

14 (F) by striking “9(b), 10, 11, 12, 13, 14,  
 15 or 16,” in paragraph (1) of section 116(b), as

1 redesignated, and inserting “107, 108, 109,  
2 110, 111, or 114,”;

3 (G) by striking “9(b), 10, 11, 12, 13, 14,  
4 or 16” in paragraph (2) of section 116(b), as  
5 redesignated, and inserting “107, 108, 109,  
6 110, 111, or 114”;

7 (H) by striking “section 17(a)” in sub-  
8 section (b)(3) of section 116, as redesignated,  
9 and inserting “section 115(a)”;

10 (I) by striking “section 10” in subsection  
11 (e)(3) of section 116, as redesignated, and in-  
12 serting “section 108”; and

13 (J) by striking “of this Act” each place it  
14 appears in sections 101 through 120, as redes-  
15 ignated, and inserting “of this title”.

16 (2) COMPENSATION OF ADMINISTRATOR.—Sec-  
17 tion 5315 of title 5, United States Code, is amended  
18 by adding at the end the following:

19 “The Administrator of the United States Boxing  
20 Administration.”.

21 **SEC. 22. EFFECTIVE DATE.**

22 (a) IN GENERAL.—Except as provided in subsection  
23 (b), the amendments made by this Act shall take effect  
24 on the date of enactment of this Act.

1       (b) 1-YEAR DELAY FOR CERTAIN TITLE II PROVI-  
2       SIONS.—Sections 205 through 212 of the Professional  
3       Boxing Safety Act or 1996, as added by section 21(a) of  
4       this Act, shall take effect 1 year after the date of enact-  
5       ment of this Act.

○